

Message Text

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ACTION IO-13

INFO OCT-01 AF-08 ARA-06 EA-07 EUR-12 NEA-10 ISO-00
CAB-02 CIAE-00 COME-00 DODE-00 DOTE-00 EB-08
INR-07 NSAE-00 FAA-00 L-03 H-01 PM-04 NSC-05
SP-02 SS-15 /104 W
-----250002Z 090414 /45
P 242219Z MAR 77
FM AMCONSUL MONTREAL
TO SECSTATE WASHDC PRIORITY 8769

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E. O. 11652: N/A
TAGS: PORC, EAIR, ICAO
SUBJ: ICAO: US PROPOSAL RE AIRCRAFT NOISE (CWP 6477 AND DIS-
CUSSION PAPER #1)

1. NEW US PROPOSAL WAS DRAFTED FOLLOWING DEBATE IN COUNCIL
ON MONDAY, MARCH 21 WHEN IT BECAME CLEAR THERE WAS NO SUPPORT
FOR PROPOSAL IN CWP 6477. FRENCH REP INTERVENED NEGATIVELY
IMMEDIATELY AFTER INTRODUCTION OF WP INCLUDING TWO MAIN
POINTS: A) FRANCE CONSIDERS IT ILLEGAL FOR ANY
STATE TO UNILATERALLY PROHIBIT ACCESS BY NON-NOISE
CERTIFICATED AIRCRAFT (FYI: READ CONCORDE); B) THERE
SHOULD BE NO IMPERATIVE DATE FOR IMPLEMENTATION OF US NOISE
PROPOSAL. HE WAS SUPPORTED BY UK AND IN PRINCIPLE BY MOST
COUNCIL REPS.

2. DURING DEBATE THERE WAS STRONG CRITICISM OF "MANUFACTURING
STATES" (US) ON FOLLOWING BASIS: A) MANUFACTURING STATES (US)
WERE ACCUSED OF SELLING NEWLY MANUFACTURED AIRCRAFT THAT DID
NOT MEET ANNEX 16 REQUIREMENTS AFTER 1 JAN. 1976 APPLICABILITY
DATE. B) US WAS DELIBERATELY EMBARRASSED FOR NOT FILING
DIFFERENCE TO ANNEX 16 REGARDING AFOREMENTIONED NEW AIRCRAFT.
C) MAJOR AIRLINES WERE ACCUSED OF "DUMPING" THEIR NON-NOISE
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CERTIFICATED AIRCRAFT, SPECIFICALLY BOEING 707'S, ON WORLD
MARKET AT LOW PRICES UNDERMINING MARKET, THEN REQUIRING RETROFIT.
D) US AND US AIRLINES (BY STRONG IMPLICATION) WERE OBJECT OF
EMOTIONAL INTERVENTIONS BY COUNTRIES (BRAZIL, NIGERIA, COLOMBIA,
PAKISTAN) WHO SAY THEY BOUGHT US MANUFACTURED AIRCRAFT "IN GOOD
FAITH" AS FULLY CERTIFICATED AND WITH STATED INTENTION OF USING
THEM FOR INTERNATIONAL ROUTES.

3. US REP PROPOSED TO INTRODUCE AN ALTERNATE TEXT IN PLACE OF PARA 3 OF WP 6477, WHICH WOULD ADDRESS FOLLOWING POINTS RAISED BY COUNCIL: A) PROBLEM OF AIRCRAFT NOISE IS MUCH MORE SEVERE FOR SOME STATES AND REGIONS THAN FOR OTHERS; B) STATES SHOULD CONSIDER ALL FEASIBLE METHODS FOR ALLEVIATION OF AIRCRAFT NOISE PROBLEM, INCLUDING AIRCRAFT REPLACEMENT, REVISED OPERATIONAL TECHNIQUES, ETC. AS WELL AS RETROFIT, IN DEVISING NATIONAL PLANS TO SOLVE THE NOISE PROBLEM; C) EACH STATE'S PROGRAM SHOULD BE TAILORED TO SEVERITY OF NOISE PROBLEM IT FACES AND APPLICABLE ECONOMIC AND TECHNICAL CONSTRAINTS; D) COUNCIL SHOULD REQUEST STATES' REPLIES ON THEIR INTENTIONS CONCERNING AIRCRAFT NOISE ABATEMENT POLICIES. AFTER US REP CONSULTED LATIN AMERICAN REPS (WHO CONSULTED AFRICAN REPS), EUROPEAN REPS, AND PRES/COUNCIL CONCERNING WORDING, NEW PROPOSAL BECAME DISCUSSION PAPER #1 TO CWP 6477. ALL WERE FAVORABLE TO PROPOSAL IN PRINCIPLE.

4. ON MARCH 23 COUNCIL RESUMED DELIBERATIONS BASED ON DISCUSSION PAPER. THERE WAS LONG DEBATE WITH COUNCIL ATTEMPTING TO BE DRAFTING CTE AND OFFERING NUMEROUS AMENDMENTS ON AMENDMENTS. FINALLY, MOROCCO, MADAGASCAR, BRAZIL AND SPAIN REPS INDICATED ORIGINAL TEXT OF DP 1 WAS PREFERABLE TO AMENDING/EXPANDING. US REP FORMALLY PROPOSED ADOPTION OF ORIGINAL TEXT AND ACCEPTED AN AMENDMENT PROPOSED BY UK (UNDERLINED). TEXT FOLLOWS: QUOTE: THE COUNCIL: RECALLING ITS ACTION OF 26 MARCH 1975 IN APPROVING RECOMMENDATIONS 7/1 AND 7/2 OF THE FOURTH MEETING OF THE CTE ON AIRCRAFT NOISE; MINDFUL OF THE SEVERITY OF THE AIRCRAFT NOISE PROBLEM IN CERTAIN AREAS AND THE SERIOUS IMPLICATIONS OF LIMITED OFFICIAL USE

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THAT PROBLEM FOR INTERNATIONAL CIVIL AVIATION; REMINDS CONTRACTING STATES OF THE NEED TO CONSIDER NATIONAL PROGRAMS AND POLICIES TO ALLEVIATE THE PROBLEM TAKING INTO CONSIDERATION CIRCUMSTANCES PREVAILING IN THOSE STATES AND IN OTHERS TO WHICH THEIR AIRLINES OPERATE AND THE TECHNICAL AND ECONOMIC REPERCUSSIONS FOR INTERNATIONAL CIVIL AVIATION; URGES THE MANUFACTURING STATES OF EXISTING SUBSONIC JET AEROPLANES TO PROVIDE TO ICAO TECHNICAL AND ECONOMIC DATA ON MODIFICATIONS THAT WILL ENABLE THOSE AIRCRAFT WHICH ARE NOT NOW NOISE-CERTIFICATED TO MEET THE NOISE LIMITS SPECIFIED IN CHAPTER 2, PART 2 OF ANNEX 16, SECOND EDITION; REQUESTS ALL CONTRACTING STATES TO INFORM THE COUNCIL OF ICAO BY 31 DECEMBER 1978 OF THEIR INTENTIONS REGARDING POLICIES AND PROGRAMS TO ALLEVIATE THE PROBLEM OF AIRCRAFT NOISE IN INTERNATIONAL CIVIL AVIATION.

5. US PROPOSAL WAS SECONDED BY MOROCCO, KENYA, MADAGASCAR AND MEXICO AND PRES/COUNCIL WAS QUITE HELPFUL DURING DEBATE. USSR REP STATED HE COULD NOT SUPPORT PROPOSAL UNLESS THE DATE LAST

PARA WAS DELETED, AND FORMALLY PROPOSED DELETION SUPPORTED BY LEBANON. FYI: HE TOLD US REP AFTER MEETING THAT USSR IS A MANUFACTURING STATE AND WOULD HAVE PROBLEMS COMPLYING WITH THE "URGING" CLAUSE REQUIRING INFORMATION ON RETROFIT -- ESPECIALLY WHEN STATES WHICH PURCHASE AIRCRAFT FROM THEM WOULD REQUIRE INFORMATION IN ORDER TO RREPLY TO ICAO BE DECEMBER 1978 DEADLINE. IN FACT REP SHOWED US HIS INSTRUCTIONS CALLING FOR CHANGING DEADLINE LAST PARA FROM '78 TI 81.

5A. SUBSEQUENTLY USREP WAS INFORMED BY LEBANON REP THAT USSR HAS AGREED NOT TO PUSH ON DEC 1978 DATE DELETION, IF OTHER REPS DO NOT PUSH FOR INSERTING "ASAP" IN "URGING"

PARA. (AGREED.)

6. US INTERVENTIONS EMPHASIZED A) THAT DISCUSSION PAPER #1 WAS NOT SUBSTITUTE FOR PROPOSAL IN CWP 6477 PARA 3, BUT INTERIM LIMITED OFFICIAL USE

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PROCEDURE AFTER WHICH COUNCIL COULD CONSIDER ANY PROPOSALS FOR APPROPRIATE FUTURE ACTION; B) THAT WE MAY SUGGEST FOLLOW UP STATE LETTER NEXT SPRING IF STATES REPLIES SLOW COMING IN; C) THAT TECHNICAL AND ECONOMIC DATA ON RETROFIT WAS AVAILABLE THROUGH COMMERCIAL CHANNELS AS INDICATED BY MEXICO, JAPAN, INDIA PROGRAMS; D) ALL ALTERNATIVES SHOULD BE CONSIDERED IN FORMULATING NATIONAL PROGRAMS (RETROFIT, REPLACEMENT, RETIREMENT, CURFEW, OPERATIONAL PROCEDURES, RESCHEDULING ROUTE STRUCTURE, ETC.)

7. SUBSEQUENT TO ABOVE LA STATES REFUSE TO ACCEPT UK AMENDMENT. PRES/COUNCIL WORKING WITH US AND UK TO DELETE IT PROCEDURALLY. IF WE CAN, PROPOSAL WILL BE ADOPTED BY CONSENSUS MARCH 25.
HARPER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NOISE POLLUTION, COMMERCIAL AIRCRAFT, AVIATION REGULATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 24-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
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Litigation History:
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Original Handling Restrictions: n/a
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Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3009945
Secure: OPEN
Status: NATIVE
Subject: ICAO: US PROPOSAL RE AIRCRAFT NOISE (CWP 6477 AND DIS- CUSSION PAPER #1)
TAGS: PORG, EAIR, ICAO
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/a89bf0b2-c288-dd11-92da-001cc4696bcc
Review Markings:
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22 May 2009
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